IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 5TH DECEMBER 2007 / 14TH AGRAHAYANA 1929

WP(C).No. 35902 of 2007(Y)

OPMV.404/2000 of MOTOR ACCIDENT CLAIMS TRIBUNAL, THALASSERY

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PETITIONER:

E.P.PADMAVATHI, W/O. P.V.KUNHIRAMAN,
AGED 51 YEARS, R/AT KELTRON NAGAR, SREEPADAM,
NEAR DESHASNEHI VAYANASALA, P.O.KALLIASSERI,
KANNUR.

BY ADV. SRI.M.V.AMARESAN

RESPONDENTS:

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1. DISTRICT COLLECTOR,
KANNUR.

2. MANAGING DIRECTOR,
KERALA STATE ROAD TRANSPORT CORPORATION,
THIRUVANANTHAPURAM.

BY GOVT. PLEADER SRI I.V.PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 05/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

W.P.(C) 35902 OF 2007

Dated: December 5, 2007

JUDGMENT

The complaint in this writ petition is that the 1st respondent has not deposited the compensation awarded by the MACT, Thalassery in ExtP1. The petitioner submits that despite the award passed in O.P.(MV) 404/2000 as early as on 16.12.2005, the compensation has not been remitted till date.

2. The Standing Counsel for the 2nd respondent submits that it was on account of financial constraints that they could not comply with the award till date.

3. Now that the award has become final and binding between the parties, financial constraints cannot be projected as a reason for making the claimants in Ext.P1 award wait endlessly.

4. Therefore, having regard to the facts of this case, I dispose of this writ petition directing that the amount awarded in Ext.P1 shall be deposited by the 2nd respondent as expeditiously as possible, at any rate, within three months from the date of receipt of a copy of this judgment.

ANTONY DOMINIC, JUDGE

mt/-

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